

3762

Patent US/(241C1)
Attorney Docket: 161,700-038
(Former L&L Ref: 268/299)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

BARBUT, Denise

Serial No.: 10/045,421

Filed: January 11, 2002

For: INTRAVASCULAR SPINAL
PERFUSION AND COOLING FOR USE
DURING AORTIC SURGERY

Group Art Unit: 3762

Examiner: P. Bianco

TRANSMITTAL LETTER

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing, please find the following:

1. Amendment and Response (12 pages).
- No extension fee is believed due at this time.

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CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

March 18, 2003
Date of Deposit

Cynthia B. Pacheco
Cynthia B. Pacheco

Patent US/(241C1)
Attorney Docket: 161,700-038
(Former L&L Ref: 268/299)

FEES FOR CLAIMS:

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

| Claims | No. Previously Paid For | Claims Remaining | No. to be Paid For | Large Entity Fee | Additional Fee Due |
|---|----------------------------|--|-----------------------|---------------------|-----------------------|
| Total | 28 | - 30 = 0 | x | \$18.00 | \$0.00 |
| Independent | 3 | - 3 = 0 | X | \$86.00 | \$0.00 |
| Multiple Dependent | 0 | (if applicable) <input type="checkbox"/> | | \$290.00 | \$0.00 |
| TOTAL OF ABOVE CALCULATIONS | | | | | \$0.00 |
| Reduction by ½ for Filing by Small Entity. | | | | | \$0.00 |
| Note 37 CFR §§ 1.9, 1.27, 1.28. <input checked="" type="checkbox"/> | | | | | |
| TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH | | | | | \$0.00 |

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: March 18, 2003

By: Diane K. Wong

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Enclosures

IRI:1053411.1

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PATENT TRADEMARK OFFICE

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Patent US 241C1
Attorney Docket: 161,700-038
(formerly 268/299)

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AMENDMENT AND RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed November 28, 2003, and the Notice of Non-Compliant Amendment mailed March 10, 2004. Please amend the subject application as follows.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the claims begin on page 4 of this paper.

Remarks begin on page 11 of this paper.

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IR1:1052051.2

Cynthia B. Pacheco
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